

COURT HOUSE

DAMAGES ASKED.

Christina Huth has entered suit in common pleas court against the Canton Boiler & Engineering company to recover \$1500 damages done to her property. She says in her petition that the defendant company have erected large factories within 112 feet of her home and that the smoke and soot from these shops come into her dwelling and about it. She also says that the operation of the large pneumatic and other hammers create such a noise while the shop is in operation, that it is impossible for the plaintiff to talk to her family without shouting to them so that she can be heard. The plaintiff further avers that the defendant company has been creating a nuisance by allowing steam and hot water to be deposited upon her lots which are situated along one side of the works. The plaintiff asks for the above named amount of damages as a just compensation for the depreciation of her realty and also that the defendant company be restrained from making such smoke, soot and noise and also from conducting water and steam from the plant upon the plaintiff's lots.

WANTS DECREE IN FORECLOSURE.

Jacob Stuhldreher, agent for the Frederick heirs, has filed suit in common pleas court through his attorneys, Willson and Day, to recover \$2266.58 due on two promissory notes from Joseph Herman and wife. The plaintiff avers that at the time of the delivery of the two notes that the defendants gave a mortgage upon some realty located in Jackson township. He asks for judgment upon the above named sum with interest from September 14, 1907, and that the real estate be sold and the proceeds applied to the payment of his claim.

SURETY ASKS JUDGMENT.

Carl Tanner has brought suit in common pleas court against Arnold Schory, Adolph Roll and Fred Nobs to recover \$212 on a promissory note. The plaintiff avers that he became a surety on a promissory note of the defendants, Arnold Schory and Adolph Roll, and on August 12, 1908, when it came due was compelled to pay Samuel Zryd the amount the defendants would not. He further says that Gottl Binyely and wife were indebted to defendant Adolph Roll for the sum of \$800 and thereon executed on three promissory notes to secure payment of notes delivered to defendant their mortgage who in turn assigned all right, title and interest in mortgage and notes to defendant Arnold Schory. The latter defendant not having any other property for the sole purpose of placing it beyond reach of the plaintiff and purpose of defrauding plaintiff out of his claim, assigned his right later to Fred Nobs. The plaintiff asks for judgment against Arnold Schory and Adolph Roll, and each of them, for the sum of \$212 and interest and also that he be granted a temporary restraining order restraining the defendant, Fred Nobs from selling, assigning or transferring notes and said mortgage.

WILLFUL ABSENCE CHARGED.

Mina O'Brien has filed a suit in common pleas court for a divorce from her husband, William O'Brien, charging him with willfully being absent for the past three years and wholly disregarding all of his marital duties. The plaintiff says they were married June 8, 1905, at Wilmet and that no children were born to them. She prays for a divorce and asks the court to restore to her her maiden name, Mina Wentling. Attorney J. B. Snyder represents the plaintiff.

CASE SETTLED.

The case brought against the city of Canton by George W. Schlott was settled yesterday morning when the costs were paid by the defendant. No record was filed of the case.

SENT TO PROBATE COURT.

Prosecutor Upham issued orders in common pleas court yesterday morning to have transmitted to probate court the cases of Charles Null, charged with assault and battery and the use of profane language, and against Louis Denota for false pretense, these offenses being ruled misdemeanors.

MARRIAGE LICENSES.

Sidney R. Meyers, 22, machinist, to Clara Rhoads, 19, Canton.
Edward F. Dunlap, 43, machinist, to Harriet J. Crister, 31, Alliance.
Charles O. Kunkle, machinist, to Laura L. Bloomfield, Alliance.
Harry F. Engel, 28, farmer, to Mary Schwartz, 25, West Brookfield.
Harry A. Wise, 28, mill worker, to Clara F. Gibson, 22, Middlebranch.

PROBATE COURT CALENDAR.

Will of Jacob Fischer, Perry township, probated.
In estate of Adam Fisher, Canton, Michael F. Fisher appointed guardian.
In estate of Anthony L. Green, Canton, inventory and appraisal filed.
In guardianship of Samuel D. Meyers, first account filed.
Will of Julian McCormick, Canton, filed for probate.
In estate of Joseph Kempfer, Canton, William H. Grossklaus appointed administrator.
Will of Paulina Miller, Canton, filed for probate.

REAL ESTATE TRANSFERS.

Edgar C. Linn and wife to Augusta Breus, lots 12348 and 12344, Canton, \$300.
W. E. Gordon and Elsie E. Gordon to Ellis C. Beck, lot 8823, Canton, \$3800.
May Bowen to Nettie Heim, part of lot 1810, Canton, \$335.
Daniel A. Stover and Emma F. Stover to Angelo and Susanna Miller, lot 1170, Canton, \$2000.
Calvin E. Ball to Clyde E. Sonafers, lot 8870, Canton, \$325.

ALLIANCE NEWS

Right of way from heirs of Jacob Zinmaster to the Ohio Oil Co., part of west half of the northwest quarter of section 33, Bethlehem, \$40.

George D. Hostetter to Isaac Berkman and Rosa Berkman, lot 1216, Canton, \$1550.

Richard Bergman and Bertha Bergman to Grant C. Motter, part of lot 2640, Canton, \$1500.

Matilda Hostricks to Andrew D. Hostetter, lot 1216, Canton, \$20.

REAL ESTATE MORTGAGES.

Charles M. Wise to the Massillon Loan and Building Co., lot 238, Massillon, \$2500.

Catherine L. Schaffert and George Schaffert to the Citizens' Building and Loan Co., lot 3200, Canton, \$500.

Isaac Berkman and Rosa Berkman to the Citizens' Building and Loan Co., lot 1174, Canton, \$300.

Clara and Edwin W. Oldham to the Central Savings Bank Co., lot 268, Canton, \$1800.

Willis C. Beck and Minnie L. Beck to the Savings and Loan Co., lot 8832, Canton, \$1900.

NEW CASES.

19265—Mina O'Brien vs. William O'Brien. J. B. Snyder, attorney.

19268—Carl Tanner vs. Arnold Schory et al. Hart and Koehler, attorneys.

19268—Christina Huth vs. the Canton Boiler & Engineering company. Solomon E. Maneral, attorney.

19269—Jacob Stuhldreher, agent for Frederick heirs, vs. Joseph and Martha Herman. Willson and Day, attorneys.

RESUME

Of Rose County Local Option Law. Penalties For Violations.

Columbus, Sept. 15.—A resume of the Rose county local option law may be interesting at this time on account of the pendency of many elections under this act. It provides that whenever thirty-five per cent. of the qualified electors of any county petition either the commissioners or any common pleas judge for an election to determine whether or not the sale of intoxicating liquors as a beverage shall be prohibited within the county, that a special election shall be ordered, to be held in not less than 20 nor more than 30 days. The result of the election determines the policy of the county on the proposition for a period of three years.

The penalties for disobeying the provisions of the act are severe. For the first offense the fine is not less than fifty nor more than two hundred dollars, and for the second or any subsequent offense is not less than two hundred nor more than \$500. After the first offense the premises where the liquor was sold may be abated as a nuisance or the owner be compelled to give \$1,000 bond as a guarantee that he will not violate the law. If he fails to do this he forfeits the money. The validity of the election may be contested in the probate court and the decision of that tribunal is final. This gives the probate judge high power. He is the sole arbiter of the case. In almost every other litigation and appeal from the lower courts may be carried up to the Supreme court.

CAMPAIGN OPENING

By Democrats at Mansfield to Be Largest Party Has Had in Years.

Columbus, O., Sept. 15.—William L. Finley, chairman of the Democratic state executive committee, has completed the program for the opening to be held at Mansfield September 26. At the afternoon meeting Judson Harmon, candidate for governor, will open the ball, followed by J. H. Newman, candidate for secretary of state. The others who will be heard from in the order mentioned are: W. W. Durbin, candidate for auditor; D. S. Creamer, candidate for treasurer, and T. S. Hogan, running for attorney-general.

John W. Kern will deliver his address in the evening, followed by former Governor James E. Campbell.

Mr. Finley predicts that the opening will be the largest the party has experienced in years. Half fare rates have been authorized within a radius of 150 miles.

DEATHS AND FUNERALS

PETER STREB.

Peter Streb, aged 59 years, died at his home at Richville yesterday morning at 1 o'clock, of paralysis from which the deceased has been a sufferer for one week. He was born at New Berlin August 16, 1849 and in 1875 was united in marriage to Miss Eliza Whitmer, who passed away several years ago. The deceased is survived by one son, D. F. Streb, of Collinwood, Ontario, Can. The funeral services will be held in the Richville church at 1 o'clock Thursday afternoon. The interment will be made in the Sherman church cemetery on the Bolivar road.

FIVE THOUSAND FIGHTERS

For Bryan Will Meet Him at Columbus to Map Out Plans.

Columbus, O., Sept. 15.—More than 5,000 invitations have been sent out to the various precinct committeemen through the state by the Democratic state committee to meet William Jennings Bryan here in the afternoon of September 23, at A. I. U. hall. Admission will be by card. Mr. Bryan will receive and make suggestions as to the line of battle until the close of the campaign.

Mansfield—Happy Heart, a racing stallion, valued at \$10,000, killed when a runaway freight car crashed into the horse car in which the animal had just been loaded. Royal Wilkes, another valuable race horse, was in the same car, but escaped with slight injuries.

Steubenville—Six prisoners foiled in attempted jail delivery.

The Minerva Savings and Trust Co., held last week. It was decided to locate a branch office at Malvern, provided the plan meets with the approval of the local people.

Charles Tillett and wife, of Carrollton, spent Saturday and Sunday with the latter's parents, Mr. and Mrs. George Homming.

Dr. W. R. Spratt was a Carrollton caller the first of the week.

Mrs. and Mrs. George Gundekontz, of Pittsburg, spent part of last week with his mother, Mrs. Hannah Gadekontz.

Oakley Iden, of Alliance, was the guest of his sister, Mrs. O. C. Weir, last week.

Mrs. John Dewell entertained the women of the foreign missionary society of the Christian church, Saturday.

Robert Jones, of Waynesburg, was with Dr. Vanpelt part of last week.

Mrs. Caroline Crowl left Saturday for a week's visit with Prof. J. M. Wyman and family, of Canton.

Hammond Runkenbrod and Alex Caldwell were visiting at the home of Mr. and Mrs. W. A. Lytes, at Canton, on Monday.

Born—To Mr. and Mrs. Frank Brothers, a daughter.

G. C. Reigle, of Carrollton, was soliciting last week for subscribers to an electric lighting system, prior to asking the corporation for a franchise. The majority of the councilmen are in favor of it.

Miss Lizzie Smith, formerly of this place, and J. E. Merrigan, of Carrollton, were married Saturday, by Rev. Ward.

Colenzo Helmick, who has been at Wolf Run the past month, has returned home.

J. C. Lewis was transacting business in Cleveland, Saturday.

Mr. and Mrs. Frank Lyons, of Akron, spent Sunday with Mrs. Emma Dickey.

Mrs. Mary Watson, of Cleveland, and Mr. and Mrs. W. C. Crowl, of Minerva, were Sunday visitors at Dr. and Mrs. T. C. Vanpelt's.

J. N. Robertson and family spent Sunday with Mrs. Robertson's parents, Mr. and Mrs. John Clappman.

Benjamin Dewell has purchased property on Reed avenue from Bert Wilson.

Mr. and Mrs. Albert Helm spent Sunday with Rev. and Mrs. Powell.

J. G. Murdock, executor of Joseph Reed, has filed his final account. He received \$870.53, and disbursed, including compensation of \$52.20, \$709.26, leaving a balance of \$162.27, which he has turned over to Mary E. Creighton.

James Baxter, aged 81 years, died Wednesday evening, at his home near this place, after a protracted illness, and was buried Friday morning at 10 o'clock. He is survived by his wife and five children.

SUFFIELD.

Suffield, Sept. 15.—Mr. and Mrs. Ambrose Gehris were in Mogadore, Monday.

Prof. Miles E. Hawk, of Troy, visited his parents, Lewis Hawk and wife, from Friday until Sunday.

Dean May left for Akron, Sunday, where he will take a course at a business college.

Mr. and Mrs. Lewis Hawk and Peter Keiner and wife attended the state fair at Wheeling, Wednesday and Thursday.

Florence Fox, of Akron, spent Sunday with her parents, Mr. and Mrs. William Fox.

Dr. and Mrs. S. B. Barrett and daughter, Dorothy, of Randolph, visited Dr. W. E. Fulton and family, Friday.

George Smith, of Brimfield, visited his mother, Mrs. Mae Smith, and family, Sunday.

Miss Carrie Knapp, of Mogadore, is visiting her sister, Mrs. Clem Luley.

Miss Eva Kent is sick.

Miss Bessie Russell returned to her home at Akron, Sunday evening.

Mr. and Mrs. Albert Stout and son, Harlin, of Mogadore, visited relatives here, Sunday.

Mrs. J. D. Fritch and son, Melvin, visited relatives at Canton, Saturday.

Mr. and Mrs. William Bollinger, of Akron, were guests at the home of Daniel Bolander and wife Saturday evening and Sunday.

Peter Lepper, of Britian, visited with friends here, Sunday.

Lewis Hawk was in Akron Friday.

Mr. and Mrs. Ambrose Gehris, Peter Wegman and wife, of Suffield, and Prof. A. M. Douthitt and wife, of At-

water, visited Mr. and Mrs. F. P. Russell, of Akron, Saturday and Sunday.

Mr. Blazer, of Akron, was a guest at the home of William Fox, Sunday.

Our mail carrier, Lewis Hawk, is having his two weeks' vacation. The substitute, Harry E. Hawk, is carrying the mail.

Prof. and Mrs. F. E. Schmiedel and son, Ralph, of Kent, spent Sunday with Mrs. Schmiedel's parents, Frank Ewell and wife.

Mrs. Caroline Stout and her sister, Mrs. Margaret Potter, are visiting friends and relatives in Akron.

Mr. and Mrs. Charles Merkel, of Hartville, visited Mrs. Merkel's parents, Daniel Bolander and wife, Sunday.

Mrs. Joseph Sloat, of Mexico, Indiana, is visiting Mrs. J. D. Fritch.

RHODES.

Rhodes, Sept. 15.—J. Ridley, of England, with his daughter and her family, are visiting with the Wilson family.

Mrs. Will Yates, cousin of William Hindley and family, of Saginaw, Mich., who have been visitors here the past several weeks, returned home Friday.

Will Yost has returned to his home in the Patch.

Jonas Shilling has secured a position as night engineer at the English mine. In the spring he will move to his new truck farm near Canton.

C. L. Patterson leaves for Niagara Falls Wednesday. He will be absent about a week.

Mrs. Harvey Kilgore and children, of New York City, who have been visiting his mother, returned home last week.

The Patch football team have been going through some strenuous practice during the past week under the direction of Coaches Flounders and Featheringham, of the Massillon Tigers. Several additions have also been made to the team in Helman, Crookston and the renowned guard, Swisher, of Pigeon Run and Michigan fame. The following line up will probably stand as official: Centers, Fawcetter, Appleby, Waibach; guards, Swisher, Helman, Wilson, Appleby; tackles, Sewell, Krisher, Welter; ends, Yort, Kline, Welter, Krisher, Welter; quarter, Bash; halves, Moyer, Crookston, Allman, Yort; fulls, Lantzer, Allman. Grounds have not yet been definitely secured, but the team will probably either play on the Pocock grounds or the old Ehrets grid. Practice nights have been changed to Tuesdays and Fridays.

According to Manager Moyer's schedule the first three games will be played as follows: September 27, Canton Limericks, on Danner grounds at Canton; October 4, Kendall Tigers, on the Patch's grounds; October 11, Canton Limericks on the home grounds, and on October 18, probably the Canal Dover second team at Canal Dover.

Tom Griffith, of Massillon, has been visiting his mother, of the Patch, the past several days.

William Yost, William Thomas Ambrose Williams and others, coal operators of this place, are opening a new mine near Richville.

Sunday school was held at Myers Sunday morning at 9:30, for the first time in several weeks. Next Sunday it will be held at 1:30 p. m., followed by church services by the Rev. W. S. Adams at 2:30 p. m.

Miss Ruth Krider, Benjamin Walters and Howard Blocker, of this place, are attending the Massillon High School this year.

Mr. and Mrs. Claude Moyer, of McCullough Heights, visited with Mrs. Moyer's mother, Mrs. H. Flounders, of the Patch.

A large audience greeted the Amphion Quartette, of Canton, at Crystal Springs Tabernacle, Saturday evening.

The schools of this place opened Monday morning, with an enrollment of about 55. More will enter later.

B. F. Frontz, of Massillon, visited in the Patch, Sunday.

Louis Knesbeck, who is working below Navarre, was home last week.

A second Patch football team is being organized.

John Williams, of Todtown, expects to move to the Patch in the near future.

William Shilling, of Massillon, spent Sunday at the home of her parents here.

H. Friend, of Brookfield, visited in this neighborhood Sunday.

SPARTA.

Sparta, Sept. 15.—Mrs. Dewitt and two sons, of Canton, were in town Friday.

F. A. Esterly moved the postoffice into his new building Friday morning.

Frank Dine, of Canton, spent Sunday with friends in town.

Miss Gladys Holm, of North Industry, spent Sunday in town, the guest of Miss Mabel Smith.

Rev. Keyser is attending the M. E. conference at East Liverpool this week.

Miss Rose Smith commenced school at the Hartford street building in Canton Monday morning.

Grandmother Smith, eighty years old, residing at Ed Whitnights, is very low with a complication of diseases and little hopes are entertained for her recovery.

Mrs. William Smith, of Canton, spent several days last week with her parents, Mr. and Mrs. L. H. Stands.

The annual reunion of the old scholars of the the McKinney school district, was held at the school house Saturday, L. V. Carnahan drove a conveyance from the railroad station to the school house, thus providing accommodations for all who came from a distance, and while the attendance was not as large as might have been, yet a very enjoyable day was spent.

A sumptuous dinner was served at noon, and the afternoon was spent in giving reminiscences of early school days. The next reunion will be held the third Saturday in June, 1909.

James W. Kinney and wife, of Canton, are spending the week with friends in town. Mr. Kinney is on the sick list.

Dr. Buchman has returned after being a patient at a Canton hospital for several days.

Miss Florence Whitmer is attending the Catholic college at Reedurban.

STRINGTOWN.

Stringtown, Sept. 15.—Glenwood Crowl, of Canton, was brought home sick the past week.

Mr. Davis, of Canton, spent Saturday with Ellsworth Newcomber.

Benton Sefong and family, of Louisville, were calling on relatives here the past week.

Mrs. Willard Baughman and daughter, Pearl, were Minerva callers recently.

Burton Drake and family, of Alliance, are visiting at the home of Mr. and Mrs. Hiram Haines.

Miss Ethel Haines was visiting with relatives in Canton the past week.

Mr. and Mrs. Sherman Unkefer were Minerva callers, Saturday.

Mrs. Tillie Myers was a Canton caller Friday.

Jacob Baughman and wife, of Alliance, visited Sunday with Mrs. Isaac Baughman.

Reuben Dourm made a business trip to Canton, Saturday.

Mr. and Mrs. Royal Matz, of Paris, visited Sunday with her parents here.

John Dourm, wife and son, Ray, spent Sunday at Onedia.

William Keister, of Onasburg, spent Sunday with home folks.

Mr. and Mrs. Charles Unkefer and son, Delbert, were the guests of Vernon Dourm, Sunday.

NEW BALTIMORE.

New Baltimore, Sept. 15.—Mr. Konkle, of Alliance; Mr. Weaver, of Toledo, and Jay Nash, of New Castle, spent Sunday in town.

The W. C. T. U. meets this week with Mrs. George Ulrich.

The Aid Society of the Christian church meets this week with Mrs. Elta Yarian.

Mrs. Harold, of Pasadena, Cal., an old resident of this place, is visiting here.

Mr. and Mrs. Leon Cole spent Saturday in Alliance, the guests of Mr. and Mrs. Stickle.

Mr. and Mrs. Jenkins and daughter spent Sunday with Mr. and Mrs. David Newhouse.

Mrs. Treaster and daughter, Miss Nina Bean, of Randolph, and Mr. Ray, of Salem, were the guests of Miss Edith Yarian, Sunday.

Mr. and Mrs. F. G. Hamilton, of Akron, spent Sunday with Mr. and Mrs. Modgan Hamilton.

Cleveland—Hartman, Rockefeller and others have taken definite steps in court to take over Wheeling & Lake Erie, now in the receiver's hands.

THURSDAY MORNING AT 8 O'CLOCK

2500 Pieces of Gray Enamel Ware will be placed on sale in our Basement at

CHOICE FOR 10 CENTS

THERE is nothing in the line worth less than 25c and the real values run up to 69c. The lot consists of Kettles, Coffee Pots, Dish Pans, Raising Pans, Pudding Pans, Lipped Sauce Pans, Handle Bake Pans, Wash Basins, Covered Buckets, etc. The line can be seen in our front window.

KENNY BROTHERS : THE BIG STORE